

Exhibit 7

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

In re: Keurig Green Mountain
Single-Serve Coffee Antitrust Litigation

MDL No 2542

Master Docket No. 1:14-md-02542-VSB

ECF Case

**Amended Initial Disclosures of Defendant Keurig Green Mountain, Inc.
Pursuant to Rule 26(a)(1)**

Defendant Keurig Green Mountain, Inc. (“Keurig”) hereby makes the following amended initial disclosures pursuant to Federal Rule of Civil Procedure 26(a)(1). These amended initial disclosures are based on information reasonably available to Keurig at this time and are made in a good faith effort to supply such factual information as is presently known. Discovery and Keurig’s investigation are ongoing and may disclose the existence of additional facts or documents or add meaning to known facts or documents. Keurig reserves the right to further supplement and/or amend these disclosures pursuant to the Federal Rules of Civil Procedure, the Local Rules of the Southern District of New York, and applicable Court Orders.

In providing these amended initial disclosures, Keurig preserves all defenses. These amended initial disclosures are made without waiving any right to object (1) to any discovery request involving or relating to the subject matter of these disclosures consistent with the Federal Rules of Civil Procedure and the Local Rules; or (2) to the use of any information disclosed in this action or in any other action.

Keurig may rely on documents in Plaintiffs’ possession, custody, or control, or the possession, custody, or control of third parties. Keurig reserve the right to seek additional discovery from Plaintiffs or third parties. Keurig further reserves the right to call as witnesses any individuals identified in the initial disclosure (or any amendment thereto) served by any Plaintiff in this MDL.

A. Individuals Likely to Have Discoverable Information that Keurig May Use to Support Its Defenses and Counterclaims

Subject to the foregoing and based on the information reasonably available to Keurig at the present time, Keurig identifies the following individuals as likely to have discoverable information that Keurig may use to support its defenses and counterclaims.

1. Current and Former Keurig Employees

The following current and former Keurig employees have been deposed during the course of this litigation and are likely to have discoverable information that Keurig may use to support its defenses and counterclaims. Each of the following current and former Keurig employees may only be contacted through counsel.

Name and Title	Subject of Information
Burgess, Tom Director, Business Communications	Mr. Burgess is likely to have discoverable information regarding statements made by Keurig.
Conlon, Philip Senior Director of Demand Planning	Mr. Conlon is likely to have discoverable information regarding Keurig's sales to Walmart.
Cronican, Sean Senior Vice President, General Manger Partners	Mr. Cronican is likely to have discoverable information regarding Keurig's business development and sales, customer relationships, and private label and partner strategy.
Dwyer, Taighe Sales VP, At Home	Mr. Dwyer is likely to have discoverable information regarding Keurig's sales to Walmart and Ahold and services provided by McLane.
Huang, Jimmy Senior Director, Engineering	Mr. Huang is likely to have discoverable information regarding the development of the Keurig 2.0 Brewer software and Sun Chemical.
Martin, Jim Quality Manager	Mr. Martin is likely to have discoverable information regarding the development of the Keurig 2.0 Brewer, quality of Keurig portion packs, and the quality of non-Keurig manufactured portion packs.
Murphy, Sarah Senior Brand Manager	Ms. Murphy is likely to have discoverable information regarding the marketing of Keurig brewers and portion packs.
Oh, Annie Vice President, Strategy and Transformation	Ms. Oh is likely to have discoverable information regarding overall company sales and marketing strategies, brewer development/exploration, customers, Away From Home office coffee, contracts with retailers, Keurig's relationships with fulfillment entities, and the At Home channel.

Name and Title	Subject of Information
Preziosi, Gail Customer Service Manager	Ms. Preziosi is likely to have discoverable information regarding Keurig customer service, including consumer inquiries.
Quinn, Larissa Vice President, Marketing and Strategy, AFH	Ms. Quinn is likely to have discoverable information regarding Keurig's business in the Away from Home channel.
Yoder, Ben Vice President Business Development	Mr. Yoder is likely to have discoverable information regarding business development and sales, business relationships with retailers and roasters/brands, private label and partner strategy, and competition.
Arlequin, Alex Former At Home Regional Sales Director	Mr. Arlequin is likely to have discoverable information regarding retailer relationships and beverage sales.
Barberio, Donald Former Vice President In Home Sales	Mr. Barberio is likely to have discoverable information regarding retailer relationships and beverage sales.
Baynes, Mark Former Chief Marketing Officer	Mr. Baynes is likely to have discoverable information regarding the marketing of Keurig brewers and portion packs.
Berry, Tom Former Director, Beverage Marketing	Mr. Berry is likely to have discoverable information regarding beverage sales and marketing strategies.
Blanford, Larry Former CEO, Green Mountain Coffee Roasters, Inc.	Mr. Blanford is likely to have discoverable information regarding company strategies and Keurig's relationships with customers, suppliers, distributors, roasters and brands.
Brown, Dwight Former Senior VP of Marketing for the Center of Excellence/Asia-Pacific	Mr. Brown is likely to have discoverable information regarding the marketing of Keurig brewers and portion packs.
Cefalo, Kristin Former Director of Marketing, Business Communications	Ms. Cefalo is likely to have discoverable information regarding the marketing of Keurig brewers.
Chojnacki, Adam Former Senior Manager Shopper Insights	Mr. Chojnacki is likely to have discoverable information regarding shopper insights and marketing research.

Name and Title	Subject of Information
Cignarella, Dan Former VP Sales AFH	Mr. Cignarella is likely to have discoverable information regarding sales channels, private label sales, marketing and competition.
Collett, Chad Former Vice President Sales	Mr. Collett is likely to have discoverable information regarding Keurig's relationships with retailers, the sale of Keurig brewers and portion packs, and McLane.
Crites, Ken Former Senior Director, Category	Mr. Crites is likely to have discoverable information regarding business development and sales and business relationships with retailers and brands.
Damodar, Ranjan Former VP, K/V/2.0 Platform	Mr. Damodar is likely to have discoverable information regarding Keurig's contractual and business relationships with customers and the marketing of Keurig brewers and portion packs.
DiFabio, Ron Former Senior Vice President At Home Sales	Mr. DiFabio is likely to have discoverable information regarding Keurig's relationships with retailers, the sale of Keurig brewers and portion packs, and McLane.
DuLong, Suzanne Prudente Former Vice President of Global Communications	Ms. DuLong is likely to have discoverable information regarding investor relations and public statements made by Keurig.
Dutton, Greg Former Strategic Account Manager	Mr. Dutton is likely to have discoverable information regarding Keurig's relationships with retailers and the sale of Keurig brewers and portion packs.
Ferguson, Tom Former Vice President of Retail Sales & Grocery	Mr. Ferguson is likely to have discoverable information regarding retailer relationships and competition.
Ferreira, Steve Former VP, Finance- Sales & Demand Planning	Mr. Ferreira is likely to have discoverable information regarding brewer development exploration, corporate finance, and the installed base of Keurig brewers.
Gallagher, Karen Former VP, US Commercial	Ms. Gallagher is likely to have discoverable information regarding Keurig's contractual and business relationships with customers and the marketing of Keurig brewers and portion packs.
Godfrey, Bruce Former Director of Market Research	Mr. Godfrey is likely to have discoverable information concerning marketing research, the installed base of Keurig brewers and Away From Home office coffee.

Name and Title	Subject of Information
Green, Ann Former Senior Shopper Marketing Manager	Ms. Green is likely to have discoverable information regarding the marketing of Keurig brewers and portion packs.
Hartley, Kevin Former Chief Innovation Officer	Mr. Hartley is likely to have discoverable information regarding Keurig's business relationship with Sagentia and innovation strategies.
Heller, John Former Vice President Supply Chain Services	Mr. Heller is likely to have discoverable information regarding Keurig's supply chain and McLane.
Hester, Cynthia Former Strategic Account Manager	Ms. Hester is likely to have discoverable information regarding Keurig's business in the Away from Home channel and its relationship with Keurig Authorized Re-Distributors.
Holly, Don Former Vice President Beverage Quality	Mr. Holly is likely to have discoverable information regarding Keurig's relationships with suppliers and the quality of K-Cup® portion packs.
Howe, Chris Former Senior Director, Commercial Development, Cold Systems	Mr. Howe is likely to have discoverable information regarding Keurig's business in the Away from Home channel.
Huebner, Rosemary Lemay Former Operations Project Manager	Ms. Huebner is likely to have discoverable information regarding portion pack research and development.
James, Catherine Former Senior Manager Consumer Insights	Ms. James is likely to have discoverable information regarding marketing research.
Kelley, Brian Former CEO, Keurig Green Mountain, Inc.	Mr. Kelley is likely to have discoverable information regarding Keurig's relationships with customers, suppliers, distributors, roasters and brands; brewer and portion pack innovation; the development of the Keurig 2.0 Brewer; and company strategies.
Kelley-Straube, Kathy Former Senior Director Customer Care	Ms. Kelley-Straube is likely to have discoverable information regarding Keurig customer service, including consumer inquiries.

Name and Title	Subject of Information
Lazaris, Nick Former CEO and President, Keurig, Inc.	Mr. Lazaris is likely to have discoverable information regarding the history of Keurig, company strategies, and Keurig's relationships with customers, suppliers, distributors, roasters and brands.
Manly, David Former Senior Vice President of Innovation; Vice President and General Manager, Away From Home	Mr. Manly is likely to have discoverable information regarding Keurig's contractual and business relationships with distributors, the marketing of Keurig brewers and portion packs, customer inquiries, competition, and Away From Home office coffee.
McCall, Bob Former Senior Vice President - Engineering	Mr. McCall is likely to have discoverable information regarding the design of the Keurig 2.0 Brewer, contract/business relationships with suppliers, and the prior patent litigations between Keurig and JBR and Keurig and Sturm.
McCauley, Bill Former National Sales Manager	Mr. McCauley is likely to have discoverable information regarding Keurig's business in the Away from Home channel.
McCreary, Scott Former President, Specialty Coffee Business Unit (SCBU)	Mr. McCreary is likely to have discoverable information regarding the coffee business.
Mueller, Joe Former Vice President of Sales	Mr. Mueller is likely to have discoverable information regarding Keurig's relationships with Walmart, the sale of Keurig brewers and portion packs, and McLane.
Naughton, John Former Senior Vice President - Quality	Mr. Naughton is likely to have discoverable information regarding the development of the Keurig 2.0 Brewer.
Novak, Tom Former Senior Vice President - Beverage Research & Development	Mr. Novak is likely to have discoverable information regarding portion pack research and development, the development of the Keurig 2.0 Brewer, and Keurig's business relationship with Sagentia.
Rathke, Fran Former Chief Financial Officer	Ms. Rathke is likely to have discoverable information regarding corporate finance.
Sachs, David Former Senior Director of Brand Management and Innovation	Mr. Sachs is likely to have discoverable information regarding Keurig business strategies and Keurig's relationships with brands.

Name and Title	Subject of Information
Sarno, Anthony Former Strategic Account Manager, National Accounts	Mr. Sarno is likely to have discoverable information regarding the Away from Home channel.
Slade, Richard Former Senior Director, Creative	Mr. Slade is likely to have discoverable information regarding the creative design of K-Cup® portion packs.
Smits, Steve Former Sales Vice President, At Home	Mr. Smits is likely to have discoverable information regarding Keurig's relationships with Walmart and Sam's Club, the sale of Keurig brewers and portion packs, and McLane.
Stacy, Michelle Former President, Keurig, Inc.	Ms. Stacy is likely to have discoverable information regarding Keurig's relationships with customers, suppliers, distributors, roasters and brands, brewer development, and the prior patent litigations between Keurig and JBR and Keurig and Sturm.
Sullivan, Kevin (deceased) Former Chief Technology Officer	Mr. Sullivan is likely to have discoverable information regarding the design of the Keurig 2.0 Brewer, Keurig suppliers, and the prior patent litigations between Keurig and JBR and Keurig and Sturm.
Sweeney, Richard Keurig Founder; Former Vice President, Special Projects Product Supply	Mr. Sweeney is likely to have discoverable information regarding the history of Keurig, contract/business relationships with suppliers, and the development of the Keurig 2.0 Brewer.
Tate, Tom Former Director, Marketing Away from Home	Mr. Tate is likely to have discoverable information regarding Keurig's business in the Away from Home channel.
Tidwell, Brad Former Supply Chain Lead	Mr. Tidwell is likely to have discoverable information regarding Keurig's supply chain and McLane.
Tinkler, Ian Former VP, Research & Development / Brewer Engineering	Mr. Tinkler is likely to have discoverable information regarding the design of the Keurig 2.0 Brewer and the prior patent litigations between Keurig and JBR and Keurig and Sturm.
Travis, Jim Former Vice President of Sales	Mr. Travis is likely to have discoverable information regarding retailer relationships and beverage sales.
Wettstein, Jon Former Vice President Operations	Mr. Wettstein is likely to have discoverable information regarding Keurig's relationships with suppliers.

Name and Title	Subject of Information
Whalen, TJ Former Chief Strategy Officer; Vice President Marketing & Sales	Mr. Whalen is likely to have discoverable information regarding beverage sales and marketing strategies, Keurig's sale of portion packs, and competition.
White, Joel Former Senior Director, Category	Mr. White is likely to have discoverable information regarding marketing, retailer relationships, and beverage sales.
Whoriskey, John Former Vice President, At Home; Head of U.S. Sales & Marketing	Mr. Whoriskey is likely to have discoverable information regarding company sales and marketing, customers, relationships with retailers.
Williamson, Mike Former National Director Field Sales	Mr. Williamson is likely to have discoverable information regarding Keurig's business in the Away from Home channel.
Wood, Mark Former Chief Business Development & Partners Officer; Vice President of New Business	Mr. Wood is likely to have discoverable information regarding the history of Keurig, business development and sales, business relationships with retailers and roasters/brands, competition, and Keurig's relationships with fulfillment entities.

2. Third Parties

Third party discovery is currently on-going. Keurig may rely on the third parties who have been subpoenaed and/or identified in Plaintiffs' disclosures to support its defenses and counterclaims.

3. Individuals Designated by Others

Keurig also may use testimony from any individuals who is deposed in this case by any party, who provides a declaration in connection with this litigation, or who is designated by any of the Plaintiffs in this case.

4. Experts

The foregoing list does not include experts and/or consultants who might be retained by Keurig to support its defenses and counterclaims.

B. Documents and Tangible Things That Keurig May Use to Support Its Defenses and Counterclaims

The documents Keurig may use in support of its defenses and counterclaims could include all documents produced by Keurig, Plaintiffs, or any third party in this case.

Specifically, for the timeframe January 1, 2009 – December 31, 2017, Keurig may use, *inter alia*, the following categories of documents produced in this litigation:

- Keurig 2.0 Brewers and K-Cup® portion packs
- Presentations that reflect marketing and sales analyses of 1.0 K-Cup® portion packs, 2.0 K-Cup® portion packs, 1.0 Brewers, or 2.0 Brewers
- Competitive and market analyses regarding Single-Serve Brewers or Compatible Portion Packs
- Documents reflecting total volume of direct sales of Brewers and K-Cup® portion packs by Keurig direct to consumers on an annual basis for the period of 2009-2019, as well as overall sales volumes for the same period
- Final written agreement between Keurig and fulfillment companies that handle website sales of pods, including M. Block & Sons
- Final written agreements with any agent, administrator, distributor, retailer, or other entities involved in the K-Cup® portion pack chain of distribution with which Keurig has a direct contractual relationship for the period of 2009 - 2017
- United States Patent No. D502,362 (“Disposable Beverage Filter Cartridge”)
- United States Patent No. 6,606,938 (“Two Step Puncturing And Venting Of Single Serve Filter Cartridge In A Beverage Brewer”)
- United States Patent No. 7,165,488 (“Brew Chamber For A Single Serve Beverage Brewer”)
- United States Patent No. 7,347,138 (“Brew Chamber For A Single Serve Beverage Brewer”)
- Final license agreements with selected coffee roasters, beverage brands, coffee brands or licensees
- Final agreements with any KAD, KARD, RNKAD or coffee roaster or beverage brand that concerns K-Cup® portion packs

- Final agreements with coffee roaster or beverage brands that concern the manufacture, sale, distribution of K-Cup® portion packs
- Final written agreements with input suppliers, including machinery, cups, filters, lids, etc.
- Final written agreements between Keurig and any Retailer or Wholesaler for the manufacture of private labeled K-Cup® portion packs
- Final presentations made to partners/private label customers/prospective partners/customers
- Marketing and business plans or other documents that concern the decision to develop the 2.0 Brewer or 2.0 K-Cup® portion packs
- Relevant documents and communications with Motiv, Sagentia, and Sun Chemical
- Development/R&D records as to the Keurig 2.0 Brewer design, features and functionality
- Final training materials provided to customer service or sales teams in advance of Keurig 2.0 launch, including customer service “scripts”
- Documents and communications regarding consumer benefits of the Keurig 2.0 Brewer
- Final reports concerning the outcome of focus group tests or surveys regarding the Keurig 2.0 Brewer or 2.0 K-Cup® portion packs
- Presentation materials provided to retailers that concern Keurig 2.0 Brewers or K-Cup® portion packs
- Final marketing materials released in advance of the launch of the Keurig 2.0 Brewer
- Final marketing materials provided to customer service or sales team released in advance of the launch of the Keurig 2.0 Brewer
- Customer service records regarding inquiries as to Keurig’s brewers, portion packs, or products manufactured by entities other than Keurig.

C. Statement of the Basis of Any Damages Claimed

In connection with its counterclaims against Plaintiff JBR, Keurig seeks monetary damages, an award of all costs and expenses in this action, including attorneys’ fees, pre- and post-judgment interest, and other relief as the nature of the case may require or as the Court deems just and proper. The computation of such damages will be subject to expert testimony disclosed pursuant to Rule 26(a)(2) and the operative case management plan and scheduling order in this case, and proven at trial.

D. Insurance Agreement

See documents previously produced at KGM00006518 – KGM00007436.

Without prejudice to the foregoing, Keurig reserves all rights to supplement and/or amend these disclosures consistent with the Federal Rules of Civil Procedure and the Local Rules

Dated: May 11, 2020
Pittsburgh, PA

By: /s/ Wendelynn J. Newton
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